

#	Senator	Topic	Description	Rule/Source Number
1	Arch	Journal Entries	Tables with incompatible software to be noted in the daily journal.	Rule 1, Sec. 19(e)
2	Arch	Enrollment & Review	Enrollment & Review amendments not to be amended.	Rule 6, Sec. 5 (a)(b)
3	Arch	IPP Motions	Shall not be offered by the same member on the same day.	Rule 7, Sec. 6
4	McDonnell	Pledge of Allegiance	Allow military personnel to lead pledge.	Rule 1, Sec. 22
5	Day	Disability Accommodations	Provisions for disabled to testify at hearings.	Rule 3, Sec. 14
6	Ibach	IPP Motions	Removing IPP motions before bill is read.	Rule 6, Sec. 3(f)
7	M. Cavanaugh / Hunt	Pull Motion	Votes required to pull a bill from committee.	Rule 3, Sec. 20(b)(c)(d)
8	M. Cavanaugh	Pull Motion	Changes vote from three-fifths to two-thirds for bills in committee.	Rule 3, Sec. 18
9	M. Cavanaugh	Major Proposals	Eliminates current major proposals by Speaker.	Rule 1, Sec. 17(a)(b)(1)(2)
10	M. Cavanaugh	Appropriations Committee	Votes taken in committee	Rule 8, Sec. 2(b) ¹
11	M. Cavanaugh	Executive Board	Votes taken shall be recorded & reported.	Rule 3, Sec. 5(i)
12	M. Cavanaugh	Legislative Briefings	Records shall be made & transcribed.	Rule 1, Sec. 19(h)
13	M. Cavanaugh	Emergency Appropriations	Funds to be made available for a public health crisis	Rule 5, Sec. 4(c)(1)
14	M. Cavanaugh	Firearms	Firearms in the Capitol for military and law enforcement personnel only.	Rule 2, Sec. 3(i)
15	Erdman	Committee Rules	Publish Appendix A in Rule Book	Rule 3, Sec. 1(d)
16	Erdman	Reconsider Motion	Motion to reconsider shall always be in order.	Rule 7, Sec. 7(d)
17	Erdman	Redistricting Committee	Eliminate party affiliations	Rule 3, Sec. 6
18	Erdman	Executive Session	Sessions closed to everyone	Rule 3, Sec. 16
19	Erdman	Committee Makeup	All committees shall have odd number of seats.	Rule 3, Sec. 3(a), Sec. 4(a)
20	Erdman	Video Recordings	Video recordings of hearings & floor debates posted to website within 2 weeks	Rule 1, Sec. 19(h)

¹ Already exists in Rule 3, Sec. 19(a)(2)

#	Senator	Topic	Description	Rule
21	Kauth	Voting	Eliminate Present Not Voting	Rule 7, Sec. 2(b)
22	Hunt	Quorum Present	25 Senators on floor at all times	Rule 1, Sec. 9
23	Hunt	Staff	Clerk to hire staff	Rule 1, Sec. 24
24	Hunt	Major Proposal	Strike major proposals	Rule 1, Sec. 17(a)(b)(1)(2)
25	Hunt	Donations from Governor	Governor's donations to be announced	Rule 3, Sec. 19 (k)
26	Hunt	Prayer	Strike Opening Prayer	Rule 4, Sec. 22
27	Hunt	Mobile Devices	Allows mobile devices in hearings	Rule 5, Sec. (3)(k)
28	Hunt	Speaker Priority Bills	Limit Speaker to five bills	Rule 5, Sec. 5(f)
29	Hunt	Personal Privilege	Change the use of personal privilege	Rule 2, Sec. 11
30	Hunt	Absentee Voting	Allow distance voting	Rule 7, Sec. 2(e)(12)
31	Hunt/ Conrad	Testimony	Allow for written testimony	Rule 3, Sec. 14(b)
32	Hunt	Testimonial Reporting	All testimonies to be reported.	Rule 3, Sec. 19(a)(7)
33	Hunt	Pets	Pets to be allowed in Capitol	Rule 2, Sec. 3 (1)
34	Hunt	Cloture	Minimum time for full & fair debate set at 8 hours, 6 hours & 2 hours	Rule 7, Sec. 10
35	Hunt	Committee on Committees	Votes required to place a member on a committee	Rule 3, Sec. 2(b)
36	Hunt	Chamber Seating	Describing how seating selected on floor	Rule 2, Sec. 12
37	Hunt	Office Assignments	Describing how offices are selected	Rule 2, Sec. 12
38	Hunt	Redistricting	Striking the current redistricting rules & adding new redistricting rules	Rule 3, Sec. 6
39	J. Cavanaugh	Priority Designation	Sets date for priority designations	Rule 5, Sec. 5(g)
40	J. Cavanaugh	Committee Priority	Majority vote needed for committee priority bills	Rule 5, Sec. 5(b)(c)(d)(e)
41	J. Cavanaugh	Priority Designation	Restricts when to make priority designation.	Rule 5, Sec. 5(g)
42	J. Cavanaugh	Speaker Priority Bills	Concurrence with bill introducer	Rule 5, Sec. 5(f)
43	J. Cavanaugh	Agenda	Make agenda available one hour after adjournment	Rule 1, Sec. 16(c)

44	Conrad	Committee on Committees	Announce Committee on Committee's meeting 2 hours in advance	Rule 3, Sec. 2(b)
45	Conrad	Racial Impact Statement	Racial impact statement for each bill.	Rule 5, Sec. 8
46	Conrad	Reference Committee	May consider racial impact study.	Rule 3, Sec. 4(e)
47	Conrad	Personal Privilege	Personal privilege can be used for any measure pending before the Legislature	Rule 2, Sec. 11
48	Conrad	Pull Motion	Three-fifths vote required	Rule 3, Sec. 20
49	Conrad	Redistricting	Redistricting without partisanship.	Rule 3, Sec. 6(f)(i)
50	Conrad	Rules Committee	Notice of hearing published three days before hearing.	Rule 3, Sec. 4(f)
51	Conrad	Speech Code	No gag rule for Senators	Rule 2, Sec.11
52	Hansen	Bills	Senators limited to 12 bills per session	Rule 5, Sec. 4
53	Halloran	Recorded Votes	Written votes shall be recorded.	Rule 1, Sec. 1
54	Slama	Speaker Major Proposals	Governor's budget bills to be Speaker major proposals.	Rule 1, Sec. 17
55	Moser	Returning Senators	Limited to 4 years experience for seat assignment	New Rule

2023 Rules Proposals

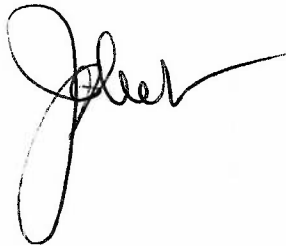
Part 1

Proposed Rule Change 1 -

Rule 1. Sec. 19. Journal, Governor's Messages, Amendments

(d) All amendments for which a vote is taken shall be entered in the daily Journal.

(e) All amendments and motions filed with the Clerk prior to the day a bill or resolution is considered shall be recorded in the daily Journal with the name of the introducer or introducers. The text of any amendment whose length is no more than ten pages shall be printed in the daily Journal. All amendments which are approximately ten pages or more, or such amendments which contain tables or other organizational concepts which are incompatible with current Journal software, shall be noted in the daily Journal as on file in the bill room or the Clerk's office.

A handwritten signature in black ink, appearing to be "John", written in a cursive style.

Proposed Rule Change 3 -

Rule 6. Sec. 5. Select File

Sec. 5. Select File. When the Legislature considers bills on Select File, any of the following motions shall be in order.

(a) A motion to approve or reject any or all of the changes recommended by the Chairperson of Enrollment and Review. This motion, as well as the Enrollment and Review amendments themselves, cannot be amended.

(b) A motion to adopt an amendment to a bill or an amendment to an amendment which shall require a majority vote of the elected members, except amendments which are substantially the same as any bill indefinitely postponed shall require a three-fifths vote of the elected members. The introducer's amendments, if any, shall be considered following the consideration of the enrollment and review amendments.

A handwritten signature in black ink, appearing to be "J. Hill", written in a cursive style.

Arch

Proposed Rule Change 2- Speaker Arch

A handwritten signature in black ink, appearing to be 'J. Arch', written in a cursive style with a long horizontal stroke extending to the right.

Sec. 6. Postpone to Time Certain.

(a) No motion to postpone to a time certain, to recommit, or to postpone indefinitely being decided, shall again be allowed on the same day at the same stage of the bill or proposition.

(b) No motion to postpone to a time certain, to recommit, or to postpone indefinitely being offered, shall again be allowed on the same day at the same stage of the bill or proposition by the same member.

Sec. 22. Opening Prayer and Pledge of Allegiance. The Clerk's office shall arrange for prayer and Pledge of Allegiance at the beginning of each day of the legislative session. In addition to members of the body, a person who served in the active military, naval, air, space service, or those who are actively serving in the military may be invited to lead the body in the Pledge of Allegiance.



Kathy Graham <kgraham@leg.ne.gov>

Proposed Rule Change

1 message

Jen Day <jday@leg.ne.gov>

Thu, Jan 5, 2023 at 1:38 PM

To: Steve Erdman <serdman@leg.ne.gov>, Kathy Graham <kgraham@leg.ne.gov>

Hi Steve and Kathy,

Here is my proposed rule change! Please let me or my staff know if you need clarification or have any questions.

RULE 3 - COMMITTEES

Sec. 14. Public Hearing, Notice. Before taking final action on a bill, resolution, or gubernatorial appointment, a committee shall hold a public hearing thereon and shall give at least seven calendar day's notice, after the bill or pronouncement of the appointee shall have been printed, by publication in the Legislative Journal. No bill or resolution having been set for public hearing shall be withdrawn nor the hearing canceled within seven calendar days of the date set for said public hearing.

No qualified individual with a disability shall, by reason of such disability, be excluded from participation in public hearings, which may include accessibility measures such as written and virtual testimony.

Sincerely,
Senator Jen Day--
Senator Jen Day
Nebraska Legislature, District 49
jday@leg.ne.gov

To Joel ✓
Fri
4:10

Ibach

Proposed Rule Change

Rule 6. Sec. 3. General File

~~(f) In the event a motion to indefinitely postpone a bill is made before the bill is read on General File, such motion shall require the affirmative vote of a majority of the elected members. After a motion to indefinitely postpone a bill has been offered, and the introducer of the motion has made his or her opening remarks on the motion, the principal introducer of the bill shall immediately be permitted to speak for five minutes on such motion.~~

~~(g)~~ (f) In the event a bill has become substantially a new and different bill by reason of amendments having been adopted, the Speaker may refer said bill to the Reference Committee who must refer the said bill to a proper committee for a public hearing; provided, that a majority of the elected members may overrule the decision of the Speaker.

~~(h)~~ (g) If, in the opinion of the Speaker, the bill is in such form that it should properly be referred back to committee for further action, he or she may by order direct the same; provided, that a majority of the elected members may overrule the decision of the Speaker. Any motion to amend a bill or any motion to amend an amendment shall require a majority vote of the elected members, except amendments which are substantially the same as any bill indefinitely postponed shall require a three-fifths vote of the elected members, unless proposed as part of a committee amendment.

~~(i)~~ (h) Any bill failing to receive 25 votes to be advanced to Enrollment and Review Initial after three attempts shall be indefinitely postponed.

The following votes shall be required to adopt the following motions affecting bills on General File:

MEM--Majority of Elected Members MTV--Majority of Those Voting

GENERAL FILE

		Rule-Sec.
On introduction of bill		
Withdraw bill	MTV	5-12
On consideration of bill on General File		
Move to pass over	MTV	
Move to change order	3/5	6-3d
Move to indefinitely postpone before bill is read	MEM	1-16
Move to indefinitely postpone after bill is read	MTV	6-3f
Move to advance to E & R for review	MEM	
Move to return to committee	MEM	6-4
Move to reconsider within one legislative day thereafter if after one legislative day, by suspension of the rules only	MEM	7-7a
Move to amend		
Move to amend the amendment	3/5	7-7a
Move to withdraw bill by first introducer	MEM	6-3h
	MEM	6-3h
	MTV	5-12

Proposed Rule Changes – Sen. Cavanaugh, M.

Option #1

Rule 3. Sec. 20. Request From Committee, Bills Held.

(a) Except for the general appropriation bills necessary for the support of the state government for the biennium, the Legislature may, by vote of a majority of the elected members, request a status report from any committee at any time after said committee shall have been in possession of a bill or resolution for twenty legislative days.

(b) Any senator may move that a bill be placed on General File twenty calendar days or more after the committee hearing, if the committee has not taken final action on the bill, and by a vote of a two-thirds majority of the elected members, said bill shall be placed on General File. Final action taken by the committee following a motion filed pursuant to this subsection, and prior to when debate is initiated on the motion by the Legislature, shall take precedence over such motion. If, at the expiration of eight calendar days from the date final action was taken, the chairperson has not reported the bill, any senator may file with the Speaker a motion that the chairperson be compelled to submit a report. After determining that final action on the bill has been taken at least eight calendar days prior to the date the motion was submitted, the Speaker shall accept the motion and compel the chairperson to file the committee's report on the matter.

(c) Any amendment, other than a committee amendment, offered which is substantially the same as a pending bill shall require a three-fifths vote of the elected members if offered prior to the public hearing or within ten days after the public hearing.

(d) Any time any member attempts to take a bill from committee to be placed on General File, the bill shall stand indefinitely postponed and shall not be subject to reconsideration if the motion fails to receive a two-thirds majority vote of the members elected to the Legislature. The introducer of the bill must concur with any motion offered under this rule.

Option #2

Rule 3. Sec. 20. Request From Committee, Bills Held.

(a) Except for the general appropriation bills necessary for the support of the state government for the biennium, the Legislature may, by vote of a majority of the elected members, request a status report from any committee at any time after said committee shall have been in possession of a bill or resolution for twenty legislative days.

(b) Any senator may move that a bill be placed on General File twenty calendar days or more after the committee hearing, if the committee has not taken final action on the bill, and by a vote of a two-thirds majority of the elected members, said bill shall be placed on General File. Final action taken by the committee following a motion filed pursuant to this subsection, and prior to when debate is initiated on the motion by the Legislature, shall take precedence over such motion. If, at the expiration of eight calendar days from the date final action was taken, the chairperson has not reported the bill, any senator may file with the Speaker a motion that the chairperson be compelled to submit a report. After determining that final action on the bill has been taken at least eight calendar days prior to the date the motion was submitted, the Speaker shall accept the motion and compel the chairperson to file the committee's report on the matter.

(c) Any amendment, other than a committee amendment, offered which is substantially the same as a pending bill shall require a ~~three-fifths~~ two-thirds vote of the elected members if offered prior to the public hearing or within ten days after the public hearing.

(d) Any time any member attempts to take a bill from committee to be placed on General File, the bill shall stand indefinitely postponed and shall not be subject to reconsideration if the motion fails to receive a two-thirds majority vote of the members elected to the Legislature. The introducer of the bill must concur with any motion offered under this rule.

Proposed Rule Changes – Sen. Cavanaugh

Rule 3. Sec. 18. Indefinitely Postponed Bills.

If the committee action on a bill be to postpone indefinitely, the bill shall stand indefinitely postponed; except that such bill may be placed on General File or referred back to the committee by a ~~three-fifths~~ two-thirds vote of the elected members upon motion ~~made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of the elected members upon motion made more than three legislative days after such committee report.~~ Not more than one bill shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other bill or subject matter. A motion to raise must be disposed of by the Legislature within five legislative days after the motion is available for consideration or it shall be deemed defeated.

Proposed Rule Change 1 - Senator M. Cavanaugh

~~**Rule 1, Sec. 17. Speaker's Major Proposals.** The Speaker shall be authorized to:~~

~~(a) Designate up to five bills, or resolutions proposing to amend the Constitution, as major proposals during each legislative session. Determinations made by the Speaker pursuant to this subsection shall be limited to bills or resolutions previously designated as a committee priority, senator priority, or a general appropriation bill and approved by a vote of two-thirds of the Executive Board.~~

~~(b) Require each committee to which a major proposal has been referred to:~~

~~_____ (1) hold a public hearing by a date certain as agreed to by the Speaker and committee chairperson.~~

~~_____ (2) take action, including voting to advance the measure with or without amendments to the full Legislature, voting to indefinitely postpone the measure, or taking a vote on the measure that does not result in the measure's advancement or indefinite postponement. Committee action as defined above must be taken by a date certain as determined by the Speaker and committee chairperson.~~

Rule 8, Sec. 8. Major Proposals

New?

Upon introduction, the mainline budget bill, the deficit bill, the capital construction bill, and the funds transfer bill shall be designated as major proposals.

The Speaker shall be authorized to:

(a) Require the Appropriations Committee to which the major proposals have been referred to:

_____ (1) hold a public hearing by a date certain as agreed to by the Speaker and Appropriations committee chairperson.

_____ (2) take action, including voting to advance the measure with or without amendments to the full Legislature, voting to indefinitely postpone the measure, or taking a vote on the measure that does not result in the measure's advancement or indefinite postponement. Committee action as defined above must be taken by a date certain as determined by the Speaker and Appropriations committee chairperson.

(b) Determine the scheduling of the proposals and the order of amendments and motions to be considered.

Rule 8. Sec. 7. Financial Status Report.

Beginning with the legislative day following the reporting of the appropriations bills to General File, there shall be attached to the daily agenda of the Legislature a General Fund Financial Status, prepared by the Legislative Fiscal Analyst under the supervision of the Chair of the Appropriations Committee. The Financial Status shall include current estimates of beginning

funds available, plus estimated revenue, less the Appropriations Committee recommended budget and express obligations for the biennial period under consideration, to arrive at the calculated variance from the minimum reserve for the General Fund as specified by law. The Financial Status shall also include a listing of other legislation on Select File and Final Reading, ~~and Speaker's Major Proposals on General File~~ that would deduct from or add to General Funds available above the minimum reserve requirement, should the bills pass.

Proposed Rule Change 3 - Senator M. Cavanaugh

Rule 8, Sec. 2. Appropriations Committee Report. a) The Legislature's Appropriations Committee, by majority vote of its members, shall annually prepare a report summarizing the preliminary total General Fund appropriation recommendations for each year of the following biennium. Such report shall include information based upon the committee's initial review of (1) state agency, board, and commission budget requests, (2) the Governor's budget, (3) the estimated revenue receipts for each year of the following biennium, (4) General Fund reserve requirements, (5) express obligations, (6) legislation that would be required to enable recommended appropriations, and (7) economic conditions affecting the State of Nebraska.

b) Additionally, the Appropriations Committee shall record every vote taken on appropriation bills, presenting each of those votes in the annual report. The report shall include the item or items being voted on and a breakdown, by individual member, of the votes cast on each item.

*This is
in the rules
now!*

Proposed Rule Change 4 - Senator M. Cavanaugh

Rule 3, Sec. 5. Special Committees. (a) Special committees shall include all authorized committees other than standing and select committees. Unless otherwise specifically provided, special committees shall not have jurisdiction over legislative bills, but shall be subject to the same procedural rules as standing committees, insofar as they are applicable.

...

(c) The following special provisions shall be in force with regard to the following special committees:

(i) The Executive Board is authorized to exercise jurisdiction over legislative bills and resolutions and hold hearings regarding such legislation when the issue presented by the legislative bill or resolution is one of general import to the Legislature and its operations as a whole. Such legislative hearings shall comply with the provisions in Rule 3, Section 14. Additionally, all votes taken in Executive Board meetings shall be recorded and committee statements for such proceedings shall be produced and publicly available. ?

(ii) The Legislative Performance Audit Committee is authorized to hold hearings, at the committee's discretion, to receive testimony regarding topics it has selected for review. Such hearings shall comply with the provisions in Rule 3, Section 14. In order to protect confidential information pertaining to a potential or actual performance audit, the committee may, by a majority vote of all its members, determine that a meeting in which confidential information will be discussed should not be open to the public, including RULE 3 18 members of the news media. Such meeting shall be reconvened in open session before any formal action may be taken

Proposed Rule Change 5 - Senator M. Cavanaugh

Rule 1, Sec. 19. Journal, Governor's Messages, Amendments. (a) The Clerk shall prepare a daily Journal of the proceedings of the Legislature, which shall be printed and placed each day upon the desks of the members, and the presiding officer shall call in the regular order of business for corrections thereof. After corrections, if any are made, the Journal shall stand approved without motion.

...

(h) A verbatim record of all debate and questions on all bills and resolutions, and amendments offered thereto, as well as all legislative briefings shall be made, transcribed, and preserved under the direction of the Clerk.

Proposed Rule Change 6 - Senator M. Cavanaugh

Rule 5, Sec. 4. Introducers Signing Bills. (a) Members shall introduce only such bills as they are willing to endorse and support personally. The last name and district shall be used, unless an initial or name is necessary to identify the introducer. Any member may request to have his or her name added as cointroducer of a bill but only if the principal introducer has concurred, in writing or electronically, to that request.

...

(c) No bill shall be introduced after the tenth legislative day of any session, except:

1. "A" bills, appropriation bills by any member, bills to appropriate emergency funds made available by the federal government in response to a public health crisis, and bills introduced at the request of the Governor may be introduced at any time;

2. A standing or special committee may request that the Legislature consider introduction of a bill. A vote of three-fifths of the elected members of the Legislature shall be required for such bill to be introduced, and a copy of the statement of intent for such bill must be placed on each member's desk before introduction of the bill is voted upon.

3. The Appropriations Committee may introduce bills enabling the appropriations recommendations contained in the annual report required by Rule 8, Sections 2 and 3. Such bills shall be introduced no later than the fifth legislative day following the presentation of the report as required by Rule 8, Section 3.

Proposed Rule Change
Senator Machaela Cavanaugh, District 6

RULE 2 – RULES OF PROCEDURE

Sec. 3. Chamber, Guests, Distribution of Material.

(a) The legislative chamber shall consist of the entire floor of the legislative chamber including the space under the balcony on either side adjacent thereto, or any other space designated by the Legislature or the Executive Board thereof.

(b) No person shall be admitted to the floor of the Legislature, as described in this rule, except the following: (i) Members of the Legislature and their immediate families. (ii) Officers and employees of the Legislature. (iii) Reporters of regularly accredited newspapers and broadcasting stations.

(c) With the permission of the chair, members may invite guests to the legislative chamber to sit in those specially designated areas located in the rear of the chamber. When exercising this privilege, members should be sensitive to the matter under discussion on the floor and not have guests seated within the chamber who have a direct interest in the matter being discussed. Any member may object to the presence of a guest within the chamber on the grounds that the guest has an interest in the matter being debated. If the RULE 2 10 chair concurs with this judgment, the guest shall be asked to leave the chamber. No registered lobbyist shall be admitted to the chamber.

(d) The Governor, state officers, former legislators, and other distinguished visitors may be admitted to the floor upon permission from the chair. State officials appearing before committees. Rule 3, Section 15.

(e) No one shall be permitted to be seated beside members of the Legislature except members of their immediate families upon permission from the chair. When bills are being read on Final Reading, no one other than members of the Legislature shall be permitted on the floor of the Legislature, except for employees of the Clerk of the Legislature's office or as provided in Section 3(h) of this rule.

(f) No person, other than those hereinbefore excepted, shall be admitted to the members' cloak room or post office, unless accompanied by a member.

(g) No printed or written material of any nature may be placed on the desks of the members or distributed to them in the legislative chamber, unless such material clearly indicates on its face the person responsible for its distribution. The distribution must be approved by at least one member of the Legislature. The Speaker may authorize the Clerk to distribute material prepared by state agencies.

(h) Members shall remain in their seats during the final reading of a bill and until the vote thereon has been announced, except when excused by the President. During discussion of amendments or motions offered pursuant to Rule 6, Section 8, officers and employees of the Legislature shall be permitted on the floor of the Legislature and members may move about the legislative environs subject to a quorum call request by any member pursuant to Rule 7, Section 5. For purposes of this rule, legislative environs shall mean the legislative chamber, the senate lounge, and the hallway connecting those areas.

(i) No individual, other than a senator or officer of the Legislature, shall be allowed to address the Legislature except from the podium.

(j) The smoking of any tobacco product by any member or any other individual within the State Capitol is prohibited.

(k) The use of any mobile, portable, or wireless communication device that emits an audible signal, other than those authorized by the Legislative Council or used by licensed medical persons on duty, is prohibited in the Chamber while the Legislature is in session.

(l) The possession of firearms and other lethal weapons by a member or any other individual within legislative spaces of the State Capitol building is prohibited with the following exceptions:

- a. law enforcement and Capitol security personnel performing official duties;
- b. individuals, with the approval of the Nebraska Capitol Commission,
- participating in historical reenactments, honor guards or ceremonial proceedings;
- C. members of the armed forces of the United States, active or reserve, National Guard of this state, or Reserve Officers Training Corps when on duty.

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Rule Change – Sen. Steve Erdman

Rule 3, Sec. 1

Section 1. Committees in General. (a) Each committee of the Legislature is authorized to hold such hearings, to sit and act at such times and places during the sessions, recesses, and adjourned periods of the Legislature, to require by subpoena or otherwise the attendance of such witnesses and the production of such correspondence, books, papers, and documents, and to take such testimony, as it deems advisable. Each committee may make investigation into any matter within its jurisdiction, may report such hearings as may be had by it, and may present to the Legislature for its consideration any final reports and recommendations for action resulting from such investigations. (b) A committee's subject-matter jurisdiction extends to all matters specified in the act creating the committee, or to all matters reasonably comprehended in the name of the committee. A committee's particular jurisdiction extends to any bill, resolution, or other measure referred to it by the Legislature, until final report of the measure has been made by the committee to the Legislature. A committee's particular jurisdiction shall also include review of the budgets of agencies, boards, and commissions reasonably encompassed in its subject-matter jurisdiction. (c) No committee may exercise any of the above mentioned powers in a manner contrary to the Rules of the Legislature or in a manner which exceeds the scope of the act defining the purpose of the committee. (d) A committee may adopt the Model Committee Rules (Appendix A to Rule 3) as the rules to be used in governing the committee's activities. Model Committee Rules-Appendix A on file in the Clerk's office.

Model Committee Rules – Appendix A shall be printed in the Rules Book.

Rule Change – Sen. Erdman

Rule 7, Sec. 7(d)

~~(d) For a bill on General File, no motion to reconsider shall be in order until the bill has failed to advance three times; for a bill on Select File, no motion to reconsider shall be in order until the bill has failed to advance two times; for a bill passed on Final Reading, no motion to reconsider shall be in order except by the introducer of the bill, for technical or clarifying amendments.~~

At any stage of debate, a motion to reconsider may be made.

Rule Change – Sen. Erdman

Rule 3, Sec. 6

Redistricting Committee. (a) The Redistricting Committee of the Legislature shall be established as a special committee of the Legislature in January of each year ending in one. The committee is authorized to introduce and exercise jurisdiction over legislative bills and resolutions relating to redistricting and hold hearings regarding such legislation. (b) The committee shall be comprised of nine members of the Legislature, three from each congressional district existing on January 1 of each year ending in zero. The Executive Board shall appoint the members of the committee in January of each year ending in one. ~~No more than five members appointed to the committee shall be affiliated with the same political party.~~ Members appointed shall be three from each congressional district. A vacancy on the committee shall be filled by the Executive Board as soon as possible after the vacancy occurs.

Rule Change – Sen. Steve Erdman

Rule 3, Section 16(a)

Sec. 16. Executive Sessions and Closed Meetings. (a) Executive session shall mean any meeting or portion of a meeting which is closed to the general public, and the proceedings of which are not electronically recorded and transcribed, unless the committee so provides, but the records of which shall be available for public inspection. ~~Executive sessions shall be open to members of the news-media who may report on action taken and on all discussions in executive session.~~ Executive Sessions shall be open to committee members and necessary staff.

Rule Change – Sen. Steve Erdman

Rule 3, Sec. 3(a)

Change to odd numbered committees.

NEBRASKA LEGISLATURE COMMITTEE MAKEUP

Committee Size Chart

#	Committee	# Seats	Days	M	T	W	T	F
1	Agriculture	8	t		8			
2	Appropriations	9	mtwhf	9	9	9	9	9
3	Bank	8	mt	8	8			
4	Business	7	m	7				
5	Education	8	mt	8	8			
6	Gen Affairs	8	m	8				
7	Govt Mil VA	8	whf			8	8	8
8	Health	7	whf			7	7	7
9	Judiciary	8	whf			8	8	8
10	Nat Res	8	whf			8	8	8
11	Revenue	8	whf			8	8	8
12	Transport	8	mt	8	8			
13	Urban	7	t		7			
			total	48	48	48	48	48

SELECT COMMITTEES

Cmte on Cmtes	13	N/A
Exec	9	N/A
Retirement	6	N/A
Rules	5	N/A

NEBRASKA LEGISLATURE COMMITTEE MAKEUP

Committee Size Chart

#	Committee	CURRENT	NEW	Days	M	T	W	T	F
1	Agriculture	8	7	t		7			
2	Appropriations	9	9	mtwhf	9	9	9	9	9
3	Bank	8	7	mt	9	9			
4	Business	7	7	m	7				
5	Education	8	9	mt	9	9			
6	Gen Affairs	8	7	m	7				
7	Govt Mil VA	8	9	whf			7	7	7
8	Health	7	7	whf			7	7	7
9	Judiciary	8	9	whf			9	9	9
10	Nat Res	8	7	whf			7	7	7
11	Revenue	8	9	whf			9	9	9
12	Transport	8	7	mt	7	7			
13	Urban	7	7	t		7			
			101	total	48	48	48	48	48

SELECT COMMITTEES

Cmte on Cmtes		13	N/A
Exec		9	N/A
Retirement		7	N/A
Rules		5	N/A

NEBRASKA LEGISLATURE COMMITTEE MAKEUP

Committee Size Chart

#	Committee	# Seats	Days	M	T	W	T	F
1	Agriculture	8	t		8			
2	Appropriations	9	mtwhf	9	9	9	9	9
3	Bank	8	mt	8	8			
4	Business	7	m	7				
5	Education	8	mt	8	8			
6	Gen Affairs	8	m	8				
7	Govt Mil VA	8	whf			8	8	8
8	Health	7	whf			7	7	7
9	Judiciary	8	whf			8	8	8
10	Nat Res	8	whf			8	8	8
11	Revenue	8	whf			8	8	8
12	Transport	8	mt	8	8			
13	Urban	7	t		7			
			total	48	48	48	48	48

SELECT COMMITTEES

Cmte on Cmtes	13	N/A
Exec	9	N/A
Retirement	6	N/A
Rules	5	N/A

NEBRASKA LEGISLATURE COMMITTEE MAKEUP

Committee Size Chart

#	Committee	CURRENT	NEW	Days	M	T	W	T	F
1	Agriculture	8	7	t		7			
2	Appropriations	9	9	mtwhf	9	9	9	9	9
3	Bank	8	7	mt	9	9			
4	Business	7	7	m	7				
5	Education	8	9	mt	9	9			
6	Gen Affairs	8	7	m	7				
7	Govt Mil VA	8	9	whf			7	7	7
8	Health	7	7	whf			7	7	7
9	Judiciary	8	9	whf			9	9	9
10	Nat Res	8	7	whf			7	7	7
11	Revenue	8	9	whf			9	9	9
12	Transport	8	7	mt	7	7			
13	Urban	7	7	t		7			
			101	total	48	48	48	48	48

SELECT COMMITTEES

Cmte on Cmtes		13	N/A
Exec		9	N/A
Retirement		7	N/A
Rules		7	N/A

Rule Change – Sen. Steve Erdman

Rule 1, Sec. 19(h)

(h) A verbatim record of all debate and questions on all bills and resolutions, and amendments offered thereto, shall be made, transcribed, and preserved. ~~under the direction of the Clerk.~~ A video record of all debates and hearings shall be made available on the legislative website within one week of the date of the debate or the hearing.



Steve Erdman <serdman@leg.ne.gov>

Rules changes

1 message

Kathleen Kauth <kkauth@leg.ne.gov>
To: Steve Erdman <serdman@leg.ne.gov>

Thu, Jan 5, 2023 at 1:06 PM

Hi Steve -

Not knowing all of the rules, the thing I would most like to see change is the use of the PNV. I would prefer people have to take a stand one way or the other.

Senator Kathleen Kauth
Nebraska Legislature District 31
PO Box 94604
Lincoln, NE 68509-4604

402-471-2327
kkauth@leg.ne.gov

Kauth
To Joel ✓
Iri

2023 Rules Proposals

Part 2

Hunt

Proposed Rule Change 1 - Senator Hunt

Rule 1, Sec. 9. Convening of Legislature, Quorum. The President shall take the chair each legislative day at the hour to which the Legislature shall have adjourned at the last sitting. He or she shall call the Legislature to order, and a quorum being present, shall proceed in the manner and order prescribed by these Rules. A majority of the members elected to the Legislature shall constitute a quorum; only when they are present in the chamber. If a quorum is not present in the chamber all business shall cease.

Proposed Rule Change 11 - Senator Hunt

Rule 1, Sec. 24. Committee Staff Selection & Retention. The Clerk of the Legislature shall preside over the hiring and selection of legislative committee staff. Senators shall not hire or dismiss legislative counsels or committee clerks without expressed permission from the Clerk of the Legislature. The hiring process for committee staff shall be conducted through the Clerk of the Legislature's office, the sitting chairperson of the committee shall be given consideration when making hiring decisions.

Proposed Rule Change 2 - Senator Hunt

Rule 1, Sec. 17. Speaker's Major Proposals. ~~The Speaker shall be authorized to:~~

~~(a) Designate up to five bills, or resolutions proposing to amend the Constitution, as major proposals during each legislative session. Determinations made by the Speaker pursuant to this subsection shall be limited to bills or resolutions previously designated as a committee priority, senator priority, or a general appropriation bill and approved by a vote of two thirds of the Executive Board.~~

~~(b) Require each committee to which a major proposal has been referred to:~~

~~—— (1) hold a public hearing by a date certain as agreed to by the Speaker and committee chairperson.~~

~~—— (2) take action, including voting to advance the measure with or without amendments to the full Legislature, voting to indefinitely postpone the measure, or taking a vote on the measure that does not result in the measure's advancement or indefinite postponement. Committee action as defined above must be taken by a date certain as determined by the Speaker and committee chairperson~~

~~(c) Determine the scheduling of the proposal and the order of amendments and motions to be considered.~~

Rule 8. Sec. 7. Financial Status Report.

Beginning with the legislative day following the reporting of the appropriations bills to General File, there shall be attached to the daily agenda of the Legislature a General Fund Financial Status, prepared by the Legislative Fiscal Analyst under the supervision of the Chair of the Appropriations Committee. The Financial Status shall include current estimates of beginning funds available, plus estimated revenue, less the Appropriations Committee recommended budget and express obligations for the biennial period under consideration, to arrive at the calculated variance from the minimum reserve for the General Fund as specified by law. The Financial Status shall also include a listing of other legislation on Select File and Final Reading, ~~and Speaker's Major Proposals on General File~~ that would deduct from or add to General Funds available above the minimum reserve requirement, should the bills pass.

Proposed Rule Change 3 - Senator Hunt

Sec. 19. Journal, Governor's Messages, Amendments. (a) The Clerk shall prepare a daily Journal of the proceedings of the Legislature, which shall be printed and placed each day upon the desks of the members, and the presiding officer shall call in the regular order of business for corrections thereof. After corrections, if any are made, the Journal shall stand approved without motion. Order of business. Rule 7, Section 1b.

(b) The Clerk shall enter in the daily Journal messages of the Governor in full, titles of bills, every vote, including the yeas and nays, and a brief statement of the contents of each resolution, petition, memorial, communication, or other paper received from other states presented for the consideration of the Legislature. Constitutional amendment, print in full. Const. Art. XVI, Sec. 1.

(c) The hour at which the Legislature adjourns shall be entered in the daily Journal.

(d) All amendments for which a vote is taken shall be entered in the daily Journal.

(e) All amendments and motions filed with the Clerk prior to the day a bill or resolution is considered shall be recorded in the daily Journal with the name of the introducer or introducers. The text of any amendment whose length is no more than ten pages shall be printed in the daily Journal. All amendments which are approximately ten pages or more shall be noted in the daily Journal as on file in the bill room or the Clerk's office.

(f) Additional copies of the daily Journal, to be mailed at the Clerk's direction, shall be supplied for the use of each member in such manner as shall be provided by the Legislature.

(g) The bound Journal of the session shall be prepared from the corrected daily Journal.

(h) A verbatim record of all debate and questions on all bills and resolutions, and amendments offered thereto, shall be made, transcribed, and preserved under the direction of the Clerk.

(i) A list of lobbyists who are registered shall be set forth in the Journal. On registration of lobbyists. RRS 49-1480 through 49-1492.01.

(j) An acknowledgement shall be entered in the daily Journal that a member has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act, and that such statement is on file in the Clerk of the Legislature's office.

(k) The top ten donations from the Governor to sitting legislators shall be announced in order of highest amount and name each day at the beginning of the session.

Proposed Rule Change 4 - Senator Hunt

Sec. 22. Opening Prayer. ~~The Clerk's office shall arrange for prayer at the beginning of each day of the legislative session.~~

Proposed Rule Change 5 - Senator Hunt

Sec. 3. Chamber, Guests, Distribution of Material. (a) The legislative chamber shall consist of the entire floor of the legislative chamber including the space under the balcony on either side adjacent thereto, or any other space designated by the Legislature or the Executive Board thereof.

...

~~(k) The use of any mobile, portable, or wireless communication device that emits an audible signal, other than those authorized by the Legislative Council or used by licensed medical persons on duty, is prohibited in the Chamber while the Legislature is in session.~~

Proposed Rule Change 7 - Senator Hunt

Rule 5, Sec. 5. Scheduling of Bills, Priority Bills.

(a) Each senator may designate one bill as a priority bill. Such priority bill need not be the designator's bill, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

...

(f) The Speaker may designate up to ~~25~~5 additional priority bills.

...

Proposed Rule Change 9 - Senator Hunt

Sec. 11. Personal Privilege. Personal privilege shall be, first, those affecting the rights, dignity, and integrity of the Legislature collectively; and second, the rights, reputation, and conduct of members individually. They shall have precedence over all other questions except motions to adjourn. ~~Personal privilege shall not be used to permit any discussion or debate pertaining to any measure pending before the Legislature.~~ All questions of privilege shall be channeled through the presiding officer, who shall determine their order of consideration.

Proposed Rule Change 10 - Senator Hunt

Rule 7, Sec. 2. Voting, Electric Roll Call. (a) All votes shall be taken viva voca unless otherwise provided for herein. Questions shall be distinctly put in this form, to wit: "Those who are in favor of the question say 'aye'; those who are opposed to the question say 'nay.' "

...

(e) Only senators physically in the legislative chamber may vote, unless the Legislature is operating under the emergency distance voting procedures designated in Section 12 of this rule.

Rule 7, Sec. 12 Emergency Distance Voting Procedures:

- (a) In order to allow for legislative operations while preserving the safety of members and staff, a majority vote of the Executive Board may implement emergency distance voting procedures for that legislative session. Under these procedures, the Legislature shall allow for members to cast votes from a distance via a telephone or video conferencing method as this section prescribes. The Clerk of the Legislature shall coordinate the specific technology to be used to facilitate distance voting.
- (b) Members participating in distance voting may only participate in votes taken on items on Final Reading and votes on any item conducted while the Legislature is under a Call of the House requested by a member physically present in the chamber. Members participating in distance voting shall not be able to participate in debate, offer amendments or motions, or conduct other business that typically requires a physical presence in the chamber not included in this subsection.
- (c) A member wishing to participate in distance voting must inform the Clerk of their desire prior to the vote. The Clerk shall keep a list available of all members eligible to cast a distance vote each day, and record those members and their status in the journal.
- (d) No member participating via distance voting shall count towards the quorum requirement under Rule 1(9) or Const. Art. III, Sec. 10.

Proposed Rule Change 12 - Senator Hunt

Rule 3, Sec. 14. Public Hearing, Notice.

(a) Before taking final action on a bill, resolution, or gubernatorial appointment, a committee shall hold a public hearing thereon and shall give at least seven calendar days' notice, after the bill or pronouncement of the appointee shall have been printed, by publication in the Legislative Journal. No bill or resolution having been set for public hearing shall be withdrawn nor the hearing canceled within seven calendar days of the date set for said public hearing.

(b) Committees holding a bill hearing must allow an option to submit written testimony to be included in the record for those members of the public unable to attend to testify in person.

Proposed Rule Change 13 - Senator Hunt

Rule 3, Sec. 19. Committee Statement. (a) The chairperson of each committee with the assistance of the legislative staff shall, when reporting a bill, submit with such bill a committee statement which shall contain, but need not be limited to, the following information:

- (1) the one-line title and number of the bill;
- (2) a roll call vote of final committee action taken on the bill;
- (3) the date of the public hearing on the bill;
- (4) a list of all individuals testifying for and against the bill and any organization they represent;
- (5) a summary of the bill's purpose and a description of all major provisions for change in the bill as written and as amended by the committee;
- (6) if committee amendments are to be introduced, a copy of the amendments and an explanation thereof.
- (7) A list of the organizations or persons who have submitted letters for the record taking a position on the proposed bill, and whether their position was in support, neutral, or opposition.

Proposed Rule Change 15 - Senator Hunt

Rule 2, Sec. 3. Chamber, Guests, Distribution of Material. (a) The legislative chamber shall consist of the entire floor of the legislative chamber including the space under the balcony on either side adjacent thereto, or any other space designated by the Legislature or the Executive Board thereof.

...

(1) Senators have the right to allow animal companions to be kept in their offices. Policies regarding pets are at the discretion of each individual senator for their office.

Proposed Rule Change 16 - Senator Hunt

Rule 7. Sec. 10. Cloture. At any stage of consideration the principal introducer of the bill under consideration, a cointroducer with the consent of the principal introducer, or the chairperson of the committee, if the bill is introduced by that committee, may move for cloture to the presiding officer; however, the presiding officer may rule such motion for cloture out of order if, in the presiding officer's opinion, a full and fair debate has not been afforded. For purposes of this rule, full and fair debate shall not mean less than eight hours on the General File stage of consideration, not less than six hours on the Select File stage of consideration, and not less than two hours on the Final Reading stage of consideration. Such ruling by the presiding officer shall not be subject to challenge. Whenever a motion for cloture is offered, the presiding officer shall immediately recognize such introducer or chairperson and shall then order debate on the pending amendment or motion to cease. A vote on the cloture motion shall be taken immediately. A two-thirds majority of the elected members shall be required for the cloture motion to be successful. A motion for cloture shall be in order except while a member is speaking, and a motion for cloture is not debatable. If the motion for cloture is successful, a vote on the pending matter shall be taken immediately, without debate. If the pending matter is an amendment to an amendment, following a vote on the amendment to the amendment, a vote shall be taken on the original amendment. If the original amendment has been divided, then the vote shall be on the original undivided amendment being considered. Finally, a vote on the advancement of the bill shall be taken.

Proposed Rule Change 17 - Senator Hunt

Rule 3, Sec. 2. Appointment of Committees. (a) At the commencement of each biennium, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large who shall be chairperson, and four from Districts Number 2, 3, 15, 16, 19, 21 through 29, 45, and 46; four from Districts Number 4 through 14, 18, 20, 31, 39, and 49; and four from Districts Number 1, 17, 30, 32 through 38, 40 through 44, 47, and 48. These twelve members of the Committee on Committees shall be filled by a majority vote of all members of the respective caucus from which the positions represent, subject to approval of the Legislature.

(b) Immediately following chairmanship and Committee on Committees membership elections, the committee shall meet and, by a majority vote of all its members, submit to the Legislature a preliminary report of appointments to the remaining standing and select committees, each with the number of members as hereinafter set forth, unless otherwise provided for by rule or by statute. On the following day the Committee on Committees shall meet and, by a majority vote of all its members, submit to the Legislature a final report for its approval, appointments to the standing and select committees, each with a number of members as hereinafter set forth, unless otherwise provided for by rule or by statute. The four members elected from each of the Congressional District Caucuses shall have the authority to assign members of their caucus to committee assignments, with three votes needed to assign a placement. The Committee shall give consideration to seniority and personal preference in their considerations. No member may be removed from a committee they served upon in the immediate prior session without that member's permission. Once the final report is presented to the Legislature, no amendments shall be considered. If the Legislature, by majority of the elected members, fails to adopt the final report of the Committee on Committees, such report shall be returned to the committee for further action.

Proposed Rule Change 18 - Senator Hunt

Rule 2, Sec. 12. Senator Chamber Seating. Senator's seating assignments in the legislative chamber shall be assigned by seniority. The senator with most years of experience shall receive first choice. For senators who have equal seniority, seats shall be assigned by lottery pick. No senator may displace another senator from their chosen seat if he or she has less seniority.

Proposed Rule Change 19 - Senator Hunt

Rule 2, Sec. 12. Legislative Office Assignments. Legislative offices are assigned by seniority. For senators who have equal seniority, offices shall be assigned by lottery pick. Each senator shall draw a number and will choose an office from those available in that numerical order. No senator may displace another senator from their chosen office once that office has been assigned unless the office is assigned to a legislative committee. Legislative committee chairperson's offices are permanently assigned. The senator elected to the chairmanship of a committee must reside in the office assigned to that committee. If a senator is not reelected to a committee chair, that senator must vacate the office of that committee and will choose an office according to their seniority of years of service.

Proposed Rule Change 14 - Senator Hunt

Rule 2, Sec. 12. Open Office Doors. Each Senator's office door shall remain open when at least one staff member or the Senator is present in order to allow for transparency and accessibility for his or her constituents.

Proposed Rule Change 20 - Senator Hunt

Rule 3, Sec. 6. Redistricting Committee. ~~(a) The Redistricting Committee of the Legislature shall be established as a special committee of the Legislature in January of each year ending in one. The committee is authorized to introduce and exercise jurisdiction over legislative bills and resolutions relating to redistricting and hold hearings regarding such legislation.~~

~~(b) The committee shall be comprised of nine members of the Legislature, three from each congressional district existing on January 1 of each year ending in zero. The Executive Board shall appoint the members of the committee in January of each year ending in one. No more than five members appointed to the committee shall be affiliated with the same political party. A vacancy on the committee shall be filled by the Executive Board as soon as possible after the vacancy occurs.~~

~~(c) At the first meeting of the committee, the members shall select from among themselves by majority vote one member to serve as chairperson of the committee and one member to serve as vice chairperson of the committee. The chair and vice chair shall not be a member of the same political party.~~

~~(d) The committee shall continue in existence until all bills containing redistricting plans for which the Legislature has responsibility are passed and signed by the Governor. In the event of a successful legal challenge to any part of a redistricting plan, the committee shall be reconstituted for purposes of reformulating the challenged redistricting plan.~~

~~(e) The committee shall receive staff support from the office of the director of Legislative Research.~~

~~(f) The committee shall, after reviewing previous redistricting guidelines used by the Legislature, adopt substantive and procedural guidelines that will guide the Legislature's redistricting process. During the legislative session of each year ending in one, the substantive guidelines adopted by the committee shall be presented to the Legislature for approval.~~

~~(g) The committee shall at the earliest feasible time make available to the public the substantive guidelines prepared by the committee.~~

~~(h) The committee, with approval of a majority of its members, may introduce bills at any time during the legislative session of each year ending in one.~~

~~(i) Based upon the information received from the United States Department of Commerce, Bureau of the Census, the committee shall formulate redistricting plans for congressional districts and other districts. The statistics and redistricting plans shall be made available to the Legislature and the public.~~

~~(j) After the statistics and redistricting plans are made available to the Legislature and the public, the committee shall schedule and conduct, as expeditiously as reasonably possible, at least one public hearing in each congressional district for the purposes of soliciting input on the proposed redistricting plans. Video and other methods may be used in addition to the procedures outlined for public hearings but not in substitution for such procedures.~~

~~_____ (k) In addition to the above procedures, legislation introduced for the purpose of complying with the decennial redistricting process in years ending in one, shall follow the normal procedures for any legislation introduced in the Nebraska Legislature.~~

Independent Redistricting Committee. (a) The Independent Redistricting Citizen's Advisory Committee of the Legislature shall be established as a special committee of the Legislature in January of each year ending in one.

(b) For purposes of the Redistricting Citizen's Advisory Committee, the following definitions apply:

(i) Census data means the adopted official population figures and maps from the Census Redistricting (Public Law 94-171) TIGER/Line Shapefiles for the most recent federal census published by the United States Department of Commerce, Bureau of the Census, or the most recent official population figures and maps published by the Bureau of the Census for the most recent federal census.

(ii) Committee means the Independent Redistricting Citizen's Advisory Committee.

(iii) Constitutional officer means any individual elected or appointed to an office enumerated in Article III, section 5, Article IV, section 1 or 20, or Article VII, section 3, 10, or 13, of the Constitution of Nebraska during his or her term of office.

(iv) County apportionment formula means dividing the population of the county by the ideal district population, dropping the remainder, and the whole number is the number of districts entirely contained within the county.

(v) Cracking means dividing the electoral strength of a particular group by a redistricting Plan.

(vi) Director means the Director of Research of the office of Legislative Research or his or her designee.

(vii) District means any United States House of Representatives district, legislative district, Supreme Court judicial district, University of Nebraska Board of Regents district, Public Service Committee district or State Board of Education district.

(viii) Federal census means the decennial census required by federal law to be conducted by the United States Department of Commerce, Bureau of the Census, in every year ending in zero.

(ix) Ideal district population means the population of the State of Nebraska divided by the total number of districts.

(x) Legislative caucus means: a group of legislative districts from which members are elected to the Executive Board of the Legislative Council as designated in subsection (1) of section 50-401.01, Nebraska Revised Statutes.

(xi) Packing means consolidation one group as a supermajority in a relatively small number of districts resulting in a reduction of the group's electoral influence in surrounding districts.

(xii) Political party office means an elective office in the national or state organization of a political party.

(xiii) Public officeholder means a person holding an office of this state or a county, city, village, or other political subdivision of this state which is filled by an election process involving the nomination and election of candidates.

(xiv) Redistricting means dividing the State of Nebraska into districts by designating boundary lines based on population through legislative action.

(xv) Registered lobbyist means an individual required to register with the Clerk of the Legislature under section 49-1483, Nebraska Revised Statutes.

(xvi) Relative means an individual who is related to the person in question as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, grandfather, grandmother, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

(c) In preparation for drawing new district boundaries on the basis of census data the director shall acquire and maintain temporary and permanent equipment, materials, supplies, facilities, software, and staff as necessary to assist the committee in the development of programs and procedures. The director shall create and maintain a web site, in accordance with state requirements, which shall include, but not be limited to, information regarding members of the committee, census data for Nebraska, state redistricting history, relevant maps, a schedule for public comment, and statutory redistricting authority.

(i) The director shall act as a liaison between the committee the Secretary of State and the Legislature.

(ii) The director shall act as a liaison between the committee, the Secretary of State, and the Legislature.

(iii) As soon as possible after January 1 of each year ending in one, the director shall

(a) obtain from the United States Department of Commerce, Bureau of the Census, the census data needed for redistricting which the bureau is required to provide to this state,

(b) use the census data to assign an ideal district population to each type of district based upon the census data, and

(c) develop base maps for the committee to use in developing redistricting plans.

(iv) Upon delivery by the director of the redistricting plans pursuant to subsection (I) of this rule, the director shall, at the earliest possible time, make available to the public the following information:

(a) Copies of the redistricting plan adopted by the committee for each of the six public bodies enumerated in subsection m of this rule:

(b) copies of maps illustrating each of the six redistricting plans adopted by the committee;

(c) Copies of the ideal district population and total population of each district included in each of the six redistricting plans and the relative deviation of the population of each district from the ideal district population for the district; and

(d) Copies of the county apportionment formula and the number of districts entirely contained within each county.

(d) Not later than January 3 of each year ending in one, the Independent Redistricting Citizen's Advisory Committee shall be established. The committee shall consist of seven members, including two selected by each legislative caucus pursuant to this section and the chairperson selected pursuant to subsection (h) of Rule 3, Section 6. No more than three members of the committee shall be affiliated with the same political party. The chairperson of the Executive

Board of the Legislative Council shall coordinate the process of selecting the members of the committee to ensure compliance with this section.

(i) The members of each legislative caucus who are affiliated with the political party polling the highest number of votes statewide at the last general election for Governor shall select one person who is a resident of the area represented by the members of the caucus and who is affiliated With such art to serve on the committee except that if there are no members of a Legislative caucus who are affiliated with such political party, the members of the Legislature who are affiliated with such political party shall select one person who is a resident of the area represented by the members of the caucus and who is affiliated with such party to serve on the committee for that legislative caucus. The legislative caucus shall certify the members selected to the Secretary of State and the chairperson of the Executive Board of the Legislative Council.

(ii) The members of each legislative caucus who are affiliated with the political party polling the second highest number of votes statewide at the last general election for Governor shall select one person who is a resident of the area represented by the members of the caucus and who is affiliated with such party to serve on the committee, except that if there are no members of a legislative caucus who are affiliated with such political party, the members of the Legislature who are affiliated with such political party shall select one person who is a resident of the area represented by the members of the caucus and who is affiliated with such art to serve on the committee for that Legislative caucus. The legislative caucus shall certify the members selected to the Secretary of State and the chairperson of the Executive Board of the Legislative Council.

(iii) The committee's only functions shall be those prescribed by Rule 3, Section 6.

(iv) The members of the committee shall be reimbursed for expenses as authorized under sections 81-1174 to 81-1177, Nebraska Revised Statutes. The committee shall receive necessary equipment, materials, supplies, facilities, software, and staff from the office of Legislative Research.

The committee shall cease to exist and suspend all official action following enactment of all six redistricting plans. Following such suspension, the director shall prepare and submit electronically a detailed report and financial statement to the legislature disclosing all expenditures made by the office of Legislative Research on behalf of the committee. The director shall transmit original copies of all information developed by the State, including maps, census data collected, minutes of meetings, written communications, digital or electronic video, tapes, emails, and other information of a similar nature. The Secretary of State shall be the custodian for the permanent preservation of such information which shall constitute the official record.

(i) The committee shall be reconstituted in the event of a special session of the Legislature called for purposes of redistricting or in the event of a successful legal challenge to any part of any redistricting plan for the purpose of reformulating the challenged redistricting plan.

(f) To be eligible to serve on the committee, a person shall:

(i) Be a Nebraska resident;

(ii) Be a registered voter who, at the time of appointment, has not changed political party affiliation within the previous twenty-four months;

(iii) Not be a registered lobbyist and, at the time of appointment, not have been a registered lobbyist within the previous twelve months;

(iv) Not be a public officeholder in Nebraska nor a holder of a political party office in Nebraska or the United States; and

(v) Not be a relative of or employed by

(a) a member of the United States Congress,

(b) a constitutional officer, or

(c) a person employed by the University of Nebraska.

(g) No member of the committee shall be a candidate for elective office while a member of the committee.

(h) Each member of the Independent Redistricting Citizen's Advisory Committee shall file a statement of financial interests and a conflict of interest statement with the Nebraska Accountability and Disclosure Committee pursuant to sections 49-1493 to 49-14,104, Nebraska Revised Statutes.

(i) Be a Nebraska resident;

(ii) Within ten days after the Legislature has selected the members of the Independent Redistricting Citizens Advisory Committee pursuant to subsection (d) of this Rule 3, Section 6, the members shall, by majority vote, select another member, who is not affiliated with any political party, to serve as the chairperson of the committee. The members shall report such selection to the Secretary of State and the Speaker of the Legislature.

(iii) Five voting members shall constitute a quorum for decisions by the committee. The committee shall meet at the call of the chairperson. All meetings shall be subject to the Open Meetings Act. The Committee shall be subject to the Records Management Act.

(iv) Any member of the committee who violates Rule 3, Section 6, who becomes ineligible for the office pursuant to subsection (f) or (g) of Rule 3, Section 6, or who has a known or discovered conflict of interest may be removed by a majority vote of the Legislature.

(v) Any vacancy on the committee shall be filled in the manner provided in subsection (d) of Rule 3 Section 6 by the Legislative caucus which selected the member whose position is vacant within five legislative days after the vacancy occurs and such replacement member shall hold the same political party affiliation as the member whose position is vacant

i The Executive Board of the Legislative Council shall adopt substantive and procedural guidelines, consistent with Rule 3, Section 6, that will guide the committee's redistricting process. During the legislative session of each year ending in one, the substantive guidelines adopted by the executive board shall be presented to the Legislature for approval. The executive board shall, at the earliest feasible time, make available to the public the guidelines prepared under this section. The guidelines shall include, but not be limited to, a process by which citizens can apply to serve on the committee.

(i) The committee shall follow the following principles in the following order of Importance:

(a) Equal population among districts to meet constitutional requirements;

(b) Follow county lines in accordance with Article III, section 5, of the Constitution of Nebraska;

(c) Ensure compliance with the federal Voting Rights Act of 1965;

(d) Ensure districts are compact;

(e) Ensure districts are contiguous;

(f) Follow the boundaries of cities and villages;

(g) Follow the boundaries of other political subdivisions;

(h) Create districts with communities of common interest;

(i) Provide districts with easily identifiable boundaries, such as major roads, rivers, and county roads;

(j) Create districts with population deviations nearest to zero; and

(k) Protect each

officeholder's constitutional right to serve a full term or, if appointed, a remainder of the term as specified in sections 32-560 to 32-574, Nebraska Revised Statutes, before being subject to another election or term limits.

(iii) The committee shall adopt each of the six redistricting plans by majority vote. The director shall deliver initial maps illustrating each of the six redistricting plans to the Clerk of the Legislature within three days after adoption by the committee.

(iv) Upon delivery by the director to the Clerk of the Legislature of initial maps illustrating each of the six redistricting plans, as adopted by the committee, the committee shall properly provide notice and schedule and conduct at least four public hearings in different geographic regions of the state on each of the six redistricting plans. Following completion of all hearings, the committee shall review the redistricting plans and shall promptly prepare and submit electronically to the Legislature a report summarizing information and testimony received by the committee in the course of the hearings. The report shall include any written or oral public comments and conclusions which the members of the committee deem appropriate on the information and testimony received at the hearings or otherwise presented to the committee.

(v) Prior to delivering any redistricting plan and the corresponding maps to the Clerk of the Legislature in accordance with Rule 3, Section 6, the office of Legislative Research shall not provide to persons outside the office any information regarding any plan unless explicitly approved by the committee. This prohibition does not apply to census data.

(i) In the preparation of the redistricting plans, neither the director nor the committee shall consider the political party affiliation of registered voters or previous election results. The director and the committee shall not deliberately or inappropriately draw district boundary lines to favor any one individual, group, political party, or incumbent officeholder and shall not have access to: (a) Political party affiliations of registered voters; or (b) previous elections results

(i) The director and committee shall not draw any district boundary that results in cracking, packing, or otherwise diluting the voting rights of any voting majority or minority based on race or language.

(k) The following criteria shall be specifically applicable to the public bodies for which the Legislature will review and approve new district boundaries in years ending in one:

(i) United States House of Representatives: (a) The state shall be divided into a number of single-member districts equal to the number of districts assigned to the State of Nebraska in accordance with 2 U.S.C. 2a and 2b; (b) Population among districts shall be as nearly equal as practicable, that is, with an overall range of deviation at or approaching zero percent; and (c) No plan will be considered which results in an overall range of deviation in excess of one percent or a relative deviation in excess of plus or minus one-half percent, based on the ideal district population. Any deviation from absolute equality of population must be necessary to the achievement of a legitimate state objective as that concept has been articulated by the Supreme Court of the United States;

(ii) Legislature: (a) The state shall be divided into forty-nine single-member districts; (b) In establishing new legislative district boundaries, the Legislature shall create districts that are as nearly equal in population as may be. No plan will be considered which results in an overall range of deviation in excess of ten percent or a relative deviation in excess of plus or minus five percent, based on the ideal district population; (c) Any deviation in excess of the deviation set forth in subdivision (b) of this subdivision must be justifiable as necessary for the realization of a rational state policy as that concept has been articulated by the Supreme Court of the United States; (d) If the population of any county falls within the relative deviation set forth in subdivision (b) of this subdivision, the boundaries of that county shall define a legislative district; and (e) The number of districts entirely contained within a county shall be determined using the county apportionment formula;

(iii) Supreme Court: (a) The state shall be divided into six single-member districts; (b) Equality of population shall be achieved in accordance with the standards established for redistricting the Legislature; and (c) The number of districts entirely contained within a county shall be determined using the county apportionment formula;

(iv) Board of Regents of the University of Nebraska: (a) The state shall be divided into eight single-member districts; (b) Equality of population shall be achieved in

accordance with the standards established for redistricting the Legislature; and (c) The number of districts entirely contained within a county shall be determined using the county apportionment formula; (v) Public Service Committee: (a) The state shall be divided into five single-member districts; (b) Equality of population shall be achieved in accordance with the standards established for redistricting the Legislature; and (c) The number of districts entirely contained within a county shall be determined using the county apportionment formula; and (vi) State Board of Education: (a) The state shall be divided into eight single-member districts; (b) Equality of population shall be achieved in accordance with the standards established for redistricting the Legislature; and (c) The number of districts entirely contained within a county shall be determined using the county apportionment formula

(vi) State Board of Education (a) The state shall be divided into eight single-member districts; (b) Equality of population shall be achieved in accordance with the standards established for redistricting the Legislature; and (c) The number of districts entirely contained within a county shall be determined using the county apportionment formula.

(I) The director shall deliver to the Clerk of the Legislature (a) final maps illustrating each of the six redistricting plans, adopted by the committee, (b) corresponding public hearing reports prepared in accordance with Rule 3, Section 6, and (c) a summary of differences between any of the redistricting plans adopted by the committee and the corresponding base maps developed under section (c) of Rule 3, Section 6. The reports shall be submitted electronically. Not more than two legislative days after the director delivers the final maps, the chairperson of the Executive Board of the Legislative Council shall introduce a legislative bill for each redistricting plan adopted by the committee. Each legislative bill embodying a redistricting plan shall be placed directly on General File. If any of the legislative bills embodying a redistricting plan are not passed by the Legislature within five Legislative days after introduction or are vetoed by the Governor and the vetoes were not overridden, the Speaker of the Legislature shall notify the director and the committee which legislative bills did not pass or were vetoed and the vetoes were not overridden and request that a new redistricting plan be prepared pursuant to subsection (I)(i) for each such legislative bill.

(i) If any of the legislative bills embodying the redistricting plans adopted by the committee fail to be passed within such five legislative-day period or are vetoed by the Governor and the vetoes were not overridden, the committee shall prepare and adopt a new plan of redistricting for each legislative bill which failed or was vetoed and the veto was not overridden. The plan or plans shall be prepared in accordance with Rule 3 Section 6. The director shall deliver each such plan to the Clerk of the

Legislature not later than ten calendar days after receipt of notice from the Speaker of the Legislature under subsection (I) of Rule 3, Section 6 or not later than ten calendar days after the governor vetoes the legislative bill or bills, whichever is later. Not more than two legislative days after the director delivers the plan or plans, the chairperson of the executive board shall introduce a legislative bill for each such plan. Each legislative bill embodying a redistricting plan shall be placed directly on General File. If any legislative bill for a redistricting plan prepared by the committee under this subsection is not passed by the Legislature within five legislative days after introduction or is vetoed by the Governor and the veto is not overridden, the executive board shall prepare a plan and introduce a legislative bill for each legislative bill that did not pass or was vetoed and the veto was not overridden and each such bill shall be placed on General File for consideration by the Legislature

2023 Rules Proposals

Part 3

Amend Rule 5, Sec. 5 to set firm priority bill deadline.

Sec. 5. Scheduling of Bills, Priority Bills.

(a) Each senator may designate

one bill as a priority bill. Such priority bill need not be the designator's bill, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(b) Each chairperson of those committees which are authorized to hold public hearings on bills may designate as priority bills two of the bills referenced to that committee and on which the committee has held a public hearing, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(c) The Legislative Performance Audit Committee may designate as priority bills two bills resulting from a performance audit or involving the performance audit process, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(d) The Legislature's Planning Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(e) The State-Tribal Relations Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(f) The Speaker may designate up to 25 additional priority bills.

(g) Priority bill designations may be made at any time prior to the annual designation deadline ~~which shall be set each year by the Speaker~~. The designation deadline shall be ~~prior to~~ the 45th legislative day in the ninety-day session and ~~prior to~~ the 30th legislative day in the sixty-day session.

(h) A senator or committee may withdraw a priority designation at any time, but will not be allowed to designate another bill as a priority bill in its place. The Speaker may withdraw a priority designation made by the Speaker.

(i) All committees shall schedule priority bills for public hearing ahead of all unscheduled, nonpriority bills unless the person or committee making the

priority designation shall otherwise agree.

(j) All bills not designated as priority bills shall be heard on General File in the order in which they are reported to the floor by the committees, unless the introducer of the bill and the Speaker agree to delay the hearing of a particular bill. This provision shall not be construed to prevent the Speaker from placing bills reported out of committee with no dissenting votes on a consent calendar.

(k) Priority bills shall generally be considered ahead of all other bills at each stage of debate, except as provided for in Rule 1, Section 17. Priority bills requiring the expenditure of appropriated funds shall be held on Final Reading until such time as the annual appropriations bills have been passed. A priority bill which fails to advance after two votes on General File, or after one vote on Select File, shall return to nonpriority status.

(l) No priority bill designated under this rule shall have priority over appropriations bills.

Amend Rule 5, Sec. 5 to require committee vote for committee priority designation

Sec. 5. Scheduling of Bills, Priority Bills.

(a) Each senator may designate

one bill as a priority bill. Such priority bill need not be the designator's bill, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(b) Each chairperson of those committees which are authorized to hold public hearings on bills may, with a majority vote of the committee, designate as priority bills two of the bills

referenced to that committee and on which the committee has held a public hearing, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(c) The Legislative Performance Audit Committee may, with a majority vote of the committee, designate as priority bills two bills resulting from a performance audit or involving the performance audit process, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(d) The Legislature's Planning Committee may, with a majority vote of the committee, designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(e) The State-Tribal Relations Committee may, with a majority vote of the committee, designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(f) The Speaker may designate up to 25 additional priority bills.

(g) Priority bill designations may be made at any time prior to the annual designation deadline which shall be set each year by the Speaker. The designation deadline shall be prior to the 45th legislative day in the ninety-day session and prior to the 30th legislative day in the sixty-day session.

(h) A senator or committee may withdraw a priority designation at any time, but will not be allowed to designate another bill as a priority bill in its place. The Speaker may withdraw a priority designation made by the Speaker.

(i) All committees shall schedule priority bills for public hearing ahead of

all unscheduled, nonpriority bills unless the person or committee making the priority designation shall otherwise agree.

(j) All bills not designated as priority bills shall be heard on General File in the order in which they are reported to the floor by the committees, unless the introducer of the bill and the Speaker agree to delay the hearing of a particular bill. This provision shall not be construed to prevent the Speaker from placing bills reported out of committee with no dissenting votes on a consent calendar.

(k) Priority bills shall generally be considered ahead of all other bills at each stage of debate, except as provided for in Rule 1, Section 17. Priority bills requiring the expenditure of appropriated funds shall be held on Final Reading until such time as the annual appropriations bills have been passed. A priority bill which fails to advance after two votes on General File, or after one vote on Select File, shall return to nonpriority status.

(l) No priority bill designated under this rule shall have priority over appropriations bills.

Amend Rule 5, Sec. 5 to set range for priority bill deadline.

Sec. 5. Scheduling of Bills, Priority Bills.

(a) Each senator may designate

one bill as a priority bill. Such priority bill need not be the designator's bill, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(b) Each chairperson of those committees which are authorized to hold public hearings on bills may designate as priority bills two of the bills referenced to that committee and on which the committee has held a public hearing, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(c) The Legislative Performance Audit Committee may designate as priority bills two bills resulting from a performance audit or involving the performance audit process, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(d) The Legislature's Planning Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(e) The State-Tribal Relations Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(f) The Speaker may designate up to 25 additional priority bills.

(g) Priority bill designations may be made at any time prior to the annual designation deadline which shall be set each year by the Speaker. The designation deadline shall be after the 40th legislative day and prior to the 45th legislative day in the ninety-day session and after the 25th legislative day and prior to the 30th legislative day in the sixty-day session.

(h) A senator or committee may withdraw a priority designation at any time, but will not be allowed to designate another bill as a priority bill in its place. The Speaker may withdraw a priority designation made by the Speaker.

(i) All committees shall schedule priority bills for public hearing ahead of

all unscheduled, nonpriority bills unless the person or committee making the priority designation shall otherwise agree.

(j) All bills not designated as priority bills shall be heard on General File in the order in which they are reported to the floor by the committees, unless the introducer of the bill and the Speaker agree to delay the hearing of a particular bill. This provision shall not be construed to prevent the Speaker from placing bills reported out of committee with no dissenting votes on a consent calendar.

(k) Priority bills shall generally be considered ahead of all other bills at each stage of debate, except as provided for in Rule 1, Section 17. Priority bills requiring the expenditure of appropriated funds shall be held on Final Reading until such time as the annual appropriations bills have been passed. A priority bill which fails to advance after two votes on General File, or after one vote on Select File, shall return to nonpriority status.

(l) No priority bill designated under this rule shall have priority over appropriations bills.

Amend Rule 5, Sec. 5 to set firm priority bill deadline.

Sec. 5. Scheduling of Bills, Priority Bills.

- (a) Each senator may designate one bill as a priority bill. Such priority bill need not be the designator's bill, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.
- (b) Each chairperson of those committees which are authorized to hold public hearings on bills may designate as priority bills two of the bills referenced to that committee and on which the committee has held a public hearing, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.
- (c) The Legislative Performance Audit Committee may designate as priority bills two bills resulting from a performance audit or involving the performance audit process, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.
- (d) The Legislature's Planning Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.
- (e) The State-Tribal Relations Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.
- (f) The Speaker may designate up to 25 additional priority bills but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.
- (g) Priority bill designations may be made at any time prior to the annual designation deadline which shall be set each year by the Speaker. The designation deadline shall be prior to the 45th legislative day in the ninety-day session and prior to the 30th legislative day in the sixty-day session.
- (h) A senator or committee may withdraw a priority designation at any time, but will not be allowed to designate another bill as a priority bill in its place. The Speaker may withdraw a priority designation made by the Speaker.

(i) All committees shall schedule priority bills for public hearing ahead of all unscheduled, nonpriority bills unless the person or committee making the priority designation shall otherwise agree.

(j) All bills not designated as priority bills shall be heard on General File in the order in which they are reported to the floor by the committees, unless the introducer of the bill and the Speaker agree to delay the hearing of a particular bill. This provision shall not be construed to prevent the Speaker from placing bills reported out of committee with no dissenting votes on a consent calendar.

(k) Priority bills shall generally be considered ahead of all other bills at each stage of debate, except as provided for in Rule 1, Section 17. Priority bills requiring the expenditure of appropriated funds shall be held on Final Reading until such time as the annual appropriations bills have been passed. A priority bill which fails to advance after two votes on General File, or after one vote on Select File, shall return to nonpriority status.

(l) No priority bill designated under this rule shall have priority over appropriations bills.

Amend Rule 1, Sec. 16 to require agenda one hour after adjournment

Sec. 16. Report Order of Bills.

(a) The Speaker, with the approval of the Executive Board, shall report to the Legislature the order in which bills and resolutions shall be considered on General File. The Speaker's orders, as approved, are final unless changed by a three-fifths vote of the elected members of the Legislature. General appropriation bills shall be given precedence over all other bills.

(b) The Speaker may, when sound judgment would so dictate, postpone the scheduled reconvening of the Legislature for up to forty-eight hours when (1) an emergency exists due to adverse weather or other causes, or (2) a quorum cannot be assembled within one half hour after the time to which the Legislature was to have convened.

(c) The Speaker shall prepare a daily legislative agenda and shall make every effort possible to deliver the agenda to the members of the Legislature not less than one hour after adjournment the legislative day prior to the day for which the agenda was prepared.

Proposed Rule Change 1 - Senator Conrad

Rule 3, Sec. 2. Appointment of Committees. (a) At the commencement of each biennium, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large who shall be chairperson, and four from Districts Number 2, 3, 15, 16, 19, 21 through 29, 45, and 46; four from Districts Number 4 through 14, 18, 20, 31, 39, and 49; and four from Districts Number 1, 17, 30, 32 through 38, 40 through 44, 47, and 48. These twelve members of the Committee on Committees shall be filled by a majority vote of all members of the respective caucus from which the positions represent, subject to approval of the Legislature.

(b) Immediately following chairmanship and Committee on Committees membership elections, the committee shall meet and, by a majority vote of all its members, submit to the Legislature a preliminary report of appointments to the remaining standing and select committees, each with the number of members as hereinafter set forth, unless otherwise provided for by rule or by statute. Such meeting shall be in public and the Committee shall give at least two hours' notice of the location of such meeting by pronouncement by the presiding officer. The Committee need not accept public testimony or comment at such meeting, but the Committee must hold the meeting in a location suitable for public to meaningfully observe the Committee's actions. On the following day the Committee on Committees shall meet and, by a majority vote of all its members, submit to the Legislature a final report for its approval, appointments to the standing and select committees, each with a number of members as hereinafter set forth, unless otherwise provided for by rule or by statute. Once the final report is presented to the Legislature, no amendments shall be considered. If the Legislature, by majority of the elected members, fails to adopt the final report of the Committee on Committees, such report shall be returned to the committee for further action.

...

Proposed Rule Change 2 - Senator Conrad

Rule 5, Sec. 8. Racial Impact Statements. The Legislative Research office shall prepare and provide for racial impact statements for each bill or resolution as directed by the Legislative Council. Such racial impact statements shall provide factual information and recommendations concerning anticipated or proposed legislation and the adverse disproportionate impact, if any, it may have on people of a designated minority classification. Minority classification means a person's race, color, or national origin. The Legislative Research Office shall create a racial impact statement for each bill or resolution as directed by the Referencing Committee. The statement shall include, among other material and factual information, the following information:

- a) the estimated number of criminal or juvenile cases per year that the legislation will impact;
- b) the fiscal impact of confining persons pursuant to the legislation;
- c) the impact of the legislation upon existing correctional institutions, community-based correctional facilities and services, jails, and juvenile facilities;
- d) any adverse disproportionate impact of proposed legislation or law change on people of a designated minority persons in this state;
- e) evidence of consultation of representatives of people of a designated minority persons in cases where a policy or program has an identifiable impact on minority persons in this state.

The Legislative Research Office may request the cooperation of any state agency or political subdivision in preparation of the racial impact statement. The Legislative Research Office shall submit such racial impact statements for each designated bill or resolution to the chairperson of the committee to which the bill or resolution was referred. Such statement shall be submitted at least 24 hours prior to the committee hearing on the bill or resolution.

...

(Renumber Remaining Sections)

Rule 3, Sec. 4. Select Committees. (a) The select committees of the Legislature shall be as follows:

...

(e) Reference Committee. (i) The Executive Board shall constitute the Reference Committee. The Reference Committee shall review each bill and resolution and either refer the matter to the appropriate committee or to General File. The appropriate committee is that committee which has subject-matter jurisdiction over the issue or which has traditionally handled the issue. For any bill or resolution which proposes a change in the law which creates a public offense, significantly changes an existing public offense or the penalty for an existing offense, changes existing sentencing, parole, or probation procedures, changes the juvenile code with respect to the adjudication of law violations for juveniles, court supervision of juvenile, and detention of juveniles may include a racial impact statement, as determined by the Reference Committee. The Reference Committee may consult with the introducer of the bill or the chair of the Committee to which the bill or resolution will be referred in determining whether to direct the Legislative Research Officer to prepare a racial impact statement.

Proposed Rule Change 12 - Senator Conrad

Rule 3, Sec. 6. Redistricting Committee. (a) The Redistricting Committee of the Legislature shall be established as a special committee of the Legislature in January of each year ending in one. The committee is authorized to introduce and exercise jurisdiction over legislative bills and resolutions relating to redistricting and hold hearings regarding such legislation.

...

(f) The committee shall, after reviewing previous redistricting guidelines used by the Legislature, adopt substantive and procedural guidelines that will guide the Legislature's redistricting process and conduct all business of redistricting without partisanship. During the legislative session of each year ending in one, the substantive guidelines adopted by the committee shall be presented to the Legislature for approval.

...

(i) Based upon only the information received from the United States Department of Commerce, Bureau of the Census, the committee shall formulate redistricting plans for congressional districts and other districts. The statistics and redistricting plans shall be made available to the Legislature and the public.

Proposed Rule Change 14 - Senator Conrad

Rule 3, Sec. 4. Select Committees. (a) The select committees of the Legislature shall be as follows:

...

(f) Rules Committee.

All proposed rules changes shall be set for public hearing within ~~five~~ eight legislative days after their referral to the committee. The hearing shall take place within ~~fifteen~~ eighteen legislative days after the referral, and the committee shall take final action on the proposal within ten legislative days after the hearing. The committee shall provide public notice of proposed rules changes at least three calendar days prior to conducting a public hearing.

...

Proposed Rule Change 10 - Senator Conrad

Rule 2, Sec. 11. Personal Privilege. Personal privilege shall be, first, those affecting the rights, dignity, and integrity of the Legislature collectively; and second, the rights, reputation, and conduct of members individually. They shall have precedence over all other questions except motions to adjourn. ~~Personal privilege shall not be used to permit any discussion or debate pertaining to any measure pending before the Legislature.~~ All questions of privilege shall be channeled through the presiding officer, who shall determine their order of consideration.

Proposed Rule Change 4 - Senator Conrad

Rule 3. Sec. 20. Request From Committee, Bills Held.

(a) Except for the general appropriation bills necessary for the support of the state government for the biennium, the Legislature may, by vote of a majority of the elected members, request a status report from any committee at any time after said committee shall have been in possession of a bill or resolution for twenty legislative days.

(b) Any senator may move that a bill be placed on General File twenty calendar days or more after the committee hearing, if the committee has not taken final action on the bill, and by a vote of ~~three-fifths a majority~~ of the elected members, said bill shall be placed on General File. Final action taken by the committee following a motion filed pursuant to this subsection, and prior to when debate is initiated on the motion by the Legislature, shall take precedence over such motion. If, at the expiration of eight calendar days from the date final action was taken, the chairperson has not reported the bill, any senator may file with the Speaker a motion that the chairperson be compelled to submit a report. After determining that final action on the bill has been taken at least eight calendar days prior to the date the motion was submitted, the Speaker shall accept the motion and compel the chairperson to file the committee's report on the matter.

(c) Any amendment, other than a committee amendment, offered which is substantially the same as a pending bill shall require a three-fifths vote of the elected members if offered prior to the public hearing or within ten days after the public hearing.

(d) Any time any member attempts to take a bill from committee to be placed on General File, the bill shall stand indefinitely postponed and shall not be subject to reconsideration if the motion fails to receive a ~~three-fifths majority~~ vote of the members elected to the Legislature. The introducer of the bill must concur with any motion offered under this rule.

Proposed Rule Change 11 - Senator Conrad

~~**Rule 1, Sec. 17. Speaker's Major Proposals.** The Speaker shall be authorized to:~~

~~(a) Designate up to five bills, or resolutions proposing to amend the Constitution, as major proposals during each legislative session. Determinations made by the Speaker pursuant to this subsection shall be limited to bills or resolutions previously designated as a committee priority, senator priority, or a general appropriation bill and approved by a vote of two-thirds of the Executive Board.~~

~~(b) Require each committee to which a major proposal has been referred to:~~

~~——— (1) hold a public hearing by a date certain as agreed to by the Speaker and committee chairperson;~~

~~——— (2) take action, including voting to advance the measure with or without amendments to the full Legislature, voting to indefinitely postpone the measure, or taking a vote on the measure that does not result in the measure's advancement or indefinite postponement. Committee action as defined above must be taken by a date certain as determined by the Speaker and committee chairperson~~

~~(c) Determine the scheduling of the proposal and the order of amendments and motions to be considered.~~

Rule 8. Sec. 7. Financial Status Report.

Beginning with the legislative day following the reporting of the appropriations bills to General File, there shall be attached to the daily agenda of the Legislature a General Fund Financial Status, prepared by the Legislative Fiscal Analyst under the supervision of the Chair of the Appropriations Committee. The Financial Status shall include current estimates of beginning funds available, plus estimated revenue, less the Appropriations Committee recommended budget and express obligations for the biennial period under consideration, to arrive at the calculated variance from the minimum reserve for the General Fund as specified by law. The Financial Status shall also include a listing of other legislation on Select File and Final Reading, ~~and Speaker's Major Proposals on General File~~ that would deduct from or add to General Funds available above the minimum reserve requirement, should the bills pass.

Proposed Rule 5- Senator Ben Hansen

Hansen

Change Rule 5, Section 4

RULE 5

Section 4. Introducers Signing Bills. (d) Individual members shall ~~not~~ be limited as to bill introduction to no more than 12 bills. Each committee shall be limited to 8 bills each session. Bills introduced as a result of an interim study of the Legislative Council shall be included within the limitations prescribed by this section. Special committees created as a result of an interim study resolution and as authorized by the Executive Board shall be considered as separate committees for purposes of the limitations prescribed by this section. Bills introduced under Rule 5, Section 3(a), Rule 5, Section 4(c)(3), and bills introduced at the request of the Governor will not be included in the limitation.

Nebraska State Legislature

SENATOR STEVE HALLORAN

District 33
State Capitol
PO Box 94604
Lincoln, Nebraska 68509-4604
(402) 471-2712
shalloran@leg.ne.gov



COMMITTEES

Chair - Agriculture
Business and Labor
Government, Military and Veterans Affairs

January 5, 2023

Senator Steve Erdman
Rules Committee Chairman
State Capitol, Room 1124
1445 K Street
Lincoln, NE 68508

Dear Senator Erdman,

I wish to propose the following amendment to our Permanent Rules.

Rule 1. Section 1. Officers to be Elected. (a) At the commencement of each regular session in odd-numbered years the Legislature shall nominate from the floor and elect by unanimous acclamation or a recorded secret ballot the following officers:

Speaker
Chairperson of Committee on Committees
Chairperson of Executive Board
Vice Chairperson of Executive Board
6 Members of Executive Board
Chairpersons of the Standing Committees and Select Committees as referenced in Rule 3.

For contested elections for the above positions, each Senator present may submit a written ballot to the Clerk which shall contain the signature and district number of the voting Senator. When all ballots have been submitted by those Senators choosing to vote, the balloting shall be declared closed for that round of voting and the Clerk shall then announce each vote as reviewed by three Senators appointed by the President to serve as election tellers. Ballots submitted in each round of voting for the above positions may not be modified and the results of each round shall be recorded in the Journal. A winning election requires a majority of the elected members.

Thank you.

Sincerely,

A handwritten signature in black ink that reads "Steve Halloran".

Senator Steve Halloran
District 33

Rule 1, Sec. 17. Speaker's Major Proposals. The budget bills introduced by the speaker at the request of the Governor pursuant to Rule 5, Sec. 8 shall be speaker major proposal bills.

The Speaker shall be authorized to: (a) Designate up to five additional bills, or resolutions proposing to amend the Constitution, as major proposals during each legislative session. Determinations made by the Speaker pursuant to this subsection shall be limited to bills or resolutions previously designated as a committee priority, senator or speaker priority, or a general appropriation bill and approved by a vote of a majority two-thirds of the Executive Board.

Notwithstanding the provisions of Rule 7, Sec. 10, a motion of cloture on a speaker major proposal bill shall be deemed successful upon the vote of three-fifths or more of the members.

Slama

Hello Senator,

Attached, you'll find my proposal for a permanent rules change. Thank you for your consideration!

Best wishes,

Julie

--

Senator Julie Slama
Nebraska Legislature District 1
Telephone: (402) 471-2733
Fax: (402) 471-2126



Steve Erdman <serdman@leg.ne.gov>

Proposed Rules Change

1 message

Mike Moser <mmoser@leg.ne.gov>
To: Steve Erdman <serdman@leg.ne.gov>
Cc: Joel Hunt <jhunt@leg.ne.gov>

Mon, Jan 9, 2023 at 9:53 AM

Steve,

Returning term-limited Senators are limited to four years of seniority for office assignments and seating arrangements on the legislative floor.

Mike

--

Senator Mike Moser
District 22
Room 1529
Nebraska State Capitol
(402) 471-2715